

**IN THE DRAWINGS**

Please replace FIGs 1-4 (Sheets 1-2) that are currently in the file with replacement FIGs 1-4 (Sheets 1-2) that are filed herewith. Annotated sheets are also filed herewith. The annotated sheets show changes in redline.

## **REMARKS**

### **Objection to the Drawings**

Please replace FIGs 1-4 (Sheets 1-2) that are currently in the file with the enclosed replacement FIGs 1-4 (Sheets 1-2).

The replacement drawings include a piston that was referred to in the originally filed specification but not shown. The piston 5a is now being shown to end confusion as to what the "actuating device" is. No new matter has been added.

### **Claim Rejections – 35 USC 112**

Claims 7-12 are rejected under 35 USC 112, second paragraph as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

Applicant has amended Claim 7 to clarify that the actuating device includes the piston. The piston exerts the application force on the brake lining.

### **Claim Rejections – 35 USC 102**

Claims 7-9 and 12 are rejected under 35 USC 102(b) as being anticipated by GB-2185079 (GB'079).

Applicant has amended Claim 7 to clarify that the brake lining and the actuating device (5) are both located on a same side of the brake disc.

Applicant respectfully submits that GB'079's spring assembly 29 is not arranged as required by amended Claim 7 and therefore GB'079 can not anticipate amended Claim 7. GB'079 does not have the claimed arrangement. Instead, GB'079 discloses a spring 29 that urges a pad 19 and associated backing plate 20 against a limb 17. GB'079 pg. 2, lines 20-23. Pad 19 is not on the same side of the brake disc as the actuating device. Since pad 19 is not the pad that is connected to spring 29, applicant respectfully submits that GB'079 is not arranged as required by amended Claim 7 and

therefore does not anticipate amended Claim 7.

The remaining Claims depend either directly or indirectly from Claim 7 and are believed to be in a condition for allowance for at least the same reason as Claim 7.

### **CONCLUSION**

Accordingly, Applicant believes that the claims as amended overcome the raised objections and rejections and are in a condition for allowance.

Respectfully submitted,

/Edwin W. Bacon, Jr./

---

Edwin W. Bacon, Jr.  
Registration No. 39,098  
Continental Teves, Inc.  
One Continental Drive  
Auburn Hills, MI 48326  
(248) 393-6405  
Attorney for Applicants